

DATE November 21, 2011

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR 2011 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 1, OMG MIDWEST, INC.
D/B/A DES MOINES ASPHALT & PAVING**

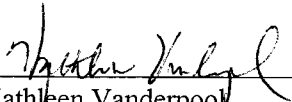
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the 2011 Expanded Street Resurfacing Program - Contract 1, 06-2011-010, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 11-1156, of June 27, 2011, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

BE IT FURTHER RESOLVED: That \$975,378.29 is the total cost, of which \$916,971.26 has been paid the Contractor, and \$9,638.12 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$48,768.91 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573.

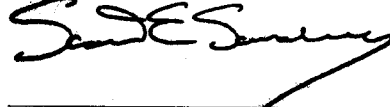
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.


Moved by _____ to adopt.

FORM APPROVED:


Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE


Scott E. Sanders
Des Moines Finance Director

 Funding Source: 2011-2012 CIP, Page Street - 40, Special City-wide Street Improvements, STR217, Being Gaming Monies

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED APPROVED

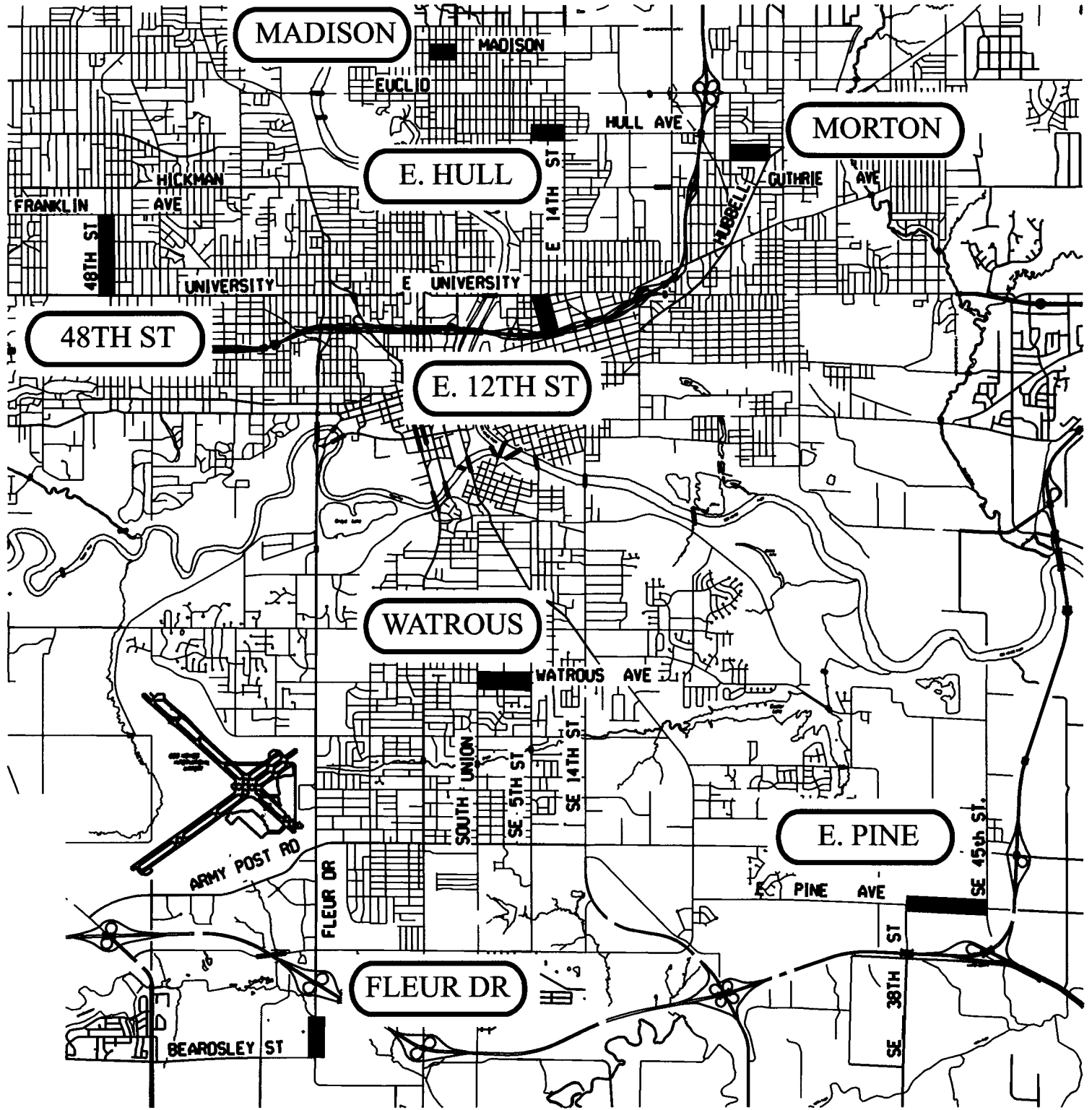
Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk



**2011 EXPANDED STREET RESURFACING
PROGRAM - CONTRACT 1
ACT ID 06-2011-010**



PROJECT SUMMARY

2011 Expanded Street Resurfacing Program - Contract 1

Activity ID 06-2011-010

On June 27, 2011, under Roll Call No. 11-1156, the Council awarded the contract for the above improvements to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, in the amount of \$979,980.55. Tabulated below is a history of project change orders.

Change Order No.	Initiated By	Description	Amount
1	City	11/14/2011 Adjust contract item amounts to as-built quantities, construct intake flume, provide officers and message boards, and install pavement markings.	\$(4,602.26)
		Original Contract Amount	\$979,980.55
		Total Change Orders	\$(4,602.26)
		Percent of Change Orders to Original Contract	(0.47)%
		Total Contract Amount	\$975,378.29

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November 21, 2011



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2011 Expanded Street Resurfacing Program - Contract 1, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving.

SYNOPSIS:

Approve the Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

FISCAL IMPACT:

Amount: \$975,378.29 As-Built Contract Cost

Funding Source: 2011-2012 CIP, Page Street - 40, Special City-wide Street Improvements, STR217, Being: Gaming Monies

CERTIFICATION OF COMPLETION:

On June 27, 2011, under Roll Call No. 11-1156, the City Council awarded a contract to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365 for the construction of the following improvement:

2011 Expanded Street Resurfacing Program - Contract 1, 06-2011-010

The improvement includes scarification of existing streets, furnish and place Hot Mix Asphalt (HMA) and other incidental items; all in accordance with the contract documents, including Plan File Nos. 532-05/16 at the following locations within the City of Des Moines:

- E. 12th Street from I-235 to E. University Avenue
- 48th Street from University Avenue to Franklin Avenue
- Fleur Drive from the bridge S. of Hwy. 5 to Beardsley Avenue
- E. Hull Avenue from E. 9th Street to E. 14th Street
- Madison Avenue from 2nd Avenue to 6th Avenue
- Morton Avenue from E. 25th Street to E. 27th Street
- E. Pine Avenue from SE 36th Street to SE 45th Street
- E. Watrous Avenue from South Union Street to SE 5th Street

I hereby certify that the construction of said 2011 Expanded Street Resurfacing Program - Contract 1, Activity ID 06-2011-010, has been completed in substantial compliance with the terms of said contract, and I hereby recommend that the work be accepted. The work commenced on July 25, 2011, and was completed on November 15, 2011.

I further certify that \$975,378.29 is the total cost of said improvement, of which \$916,971.26 has been paid the Contractor and \$9,638.12 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$48,768.91 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.

A handwritten signature in black ink, appearing to read "JEB Brewer". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jeb E. Brewer, P.E.
Des Moines City Engineer

**ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA**



**ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 10/14/11 to 11/10/11
PARTIAL PAYMENT NO. 3 (FINAL)**

**PROJECT: 2011 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 1
CONTRACTOR: DES MOINES ASPHALT & PAVING**

**Activity ID: 06-2011-010
Date: 11/10/11**

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED				
1	PAVEMENT SCARIFICATION, 2" THICK	SY	21,550.000	21,550.000		21,550.000	\$2.00	\$43,100.00
2	HMA (300 K ESAL) SURF., 1/2", NO FRIC.	TON	8,500.000	8,500.000		8,524.310	\$80.50	\$686,206.96
3	MOBILIZATION	LS	1.000	1.000		1.000	\$35,000.00	\$35,000.00
4	MILL PCC BUTT JOINTS	LS	1.000	1.000		1.000	\$20,000.00	\$20,000.00
5	MANHOLE ADJUSTING RING	EA	22.000	22.000		22.000	\$200.00	\$4,400.00
6	BASE REPAIR	SY	200.000	200.000		0.000	\$81.00	\$0.00
7	TRAFFIC CONTROL	LS	1.000	1.000		1.000	\$18,165.55	\$18,165.55
8	PROJECT SIGN, SMALL - GAMING	EA	16.000	16.000		16.000	\$75.00	\$1,200.00
9	CLEAN & PREPARATION OF BASE	MILE	3.900	3.900		3.900	\$2,600.00	\$10,140.00
10	REMOVE & REPLACE SW-501 INTAKE	EA	2.000	2.000		1.000	\$3,250.00	\$3,250.00
11	REMOVE & REPLACE SW 507 INTAKE	EA	2.000	2.000		0.000	\$6,500.00	\$0.00
12	NEW MANHOLE LID	EA	10.000	10.000		0.000	\$200.00	\$0.00
13	INTAKE RISERS	EA	5.000	5.000		7.000	\$300.00	\$2,100.00
14	ADJUST INTAKE CURB OPENING	EA	15.000	15.000		14.000	\$1,600.00	\$22,400.00
15	SENSOR LOOP - E. HULL	EA	3.000	3.000		3.000	\$855.00	\$2,565.00
16	TRAFFIC MARKINGS - E. HULL	LS	1.000	1.000		1.000	\$4,460.00	\$4,460.00
17	CRUSHED STONE	TON	300.000	300.000		707.730	\$35.00	\$24,770.55
18	PAVEMENT REMOVAL - E. PINE	SY	3,000.000	3,000.000		3,665.050	\$5.00	\$18,325.25
19	HMA (300 K ESAL) BASE, 3/4"	TON	850.000	850.000		876.870	\$80.00	\$70,149.60
CO 1.01	TRIPLE INTAKE FLUME	LS	1.000	1.000		1.000	\$2,750.00	\$2,750.00
CO 1.02	UNIFORMED OFFICERS	LS	1.000	1.000		1.000	\$1,920.00	\$1,920.00
CO 1.03	MESSAGE BOARDS	LS	1.000	1.000		1.000	\$1,232.00	\$1,232.00
CO 1.04	PAVEMENT MARKINGS	LS	1.000	1.000		1.000	\$3,243.38	\$3,243.38
CO 1	ADJUST CONTRACT ITEM AMOUNTS TO AS-BUILT QUANTITIES							
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS			\$975,378.28					

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LINE NO.	DESCRIPTION	UNIT	UNITS		UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED		
	PARTIAL PAYMENT NO. 1		\$646,624.57			
	PARTIAL PAYMENT NO. 2		\$270,346.69			
	THIS PARTIAL PAYMENT		\$9,638.12			
	TOTAL PARTIAL PAYMENTS		\$926,609.38			
	BALANCE		\$48,768.90			
TOTAL						\$975,378.29
RETAINAGE						\$48,768.91
TOTAL LESS RETAINAGE						\$926,609.38
LESS PREVIOUS PAYMENT						\$916,971.26
AMOUNT DUE						\$9,638.12

PARTIAL PAYMENT NO. 3 (FINAL)

PREPARED BY: *John Deegan*

CHECKED BY: *Greg Sperry*